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MAY 23 1938

Department of Reclamation

Driggs, Idaho
May 20, 1938

Mr. R. W. Ferris
Commissioner of Reclamation
Boise, Idaho

Dear Mr. Ferris:

You are no doubt aware of practically all of our water difficulties in Teton Basin. During the last year we have approached this matter in a somewhat different light than in previous years. We believe, after several meetings with the lower Teton River users, that we are approaching a more favorable understanding on both sides.

It appears from investigation and from conferring with Lynn Crandall, Water Master of District No. 36, that there would be certain advantages gained by this section being annexed to District No. 36. The lower users are anxious that this be done and the users of Teton Valley are also anxious to have any move materialize that will settle our water difficulties.

It appears now that we will be able to participate in the storage of the Island Park Reservoir when it is finished to an extent sufficient to furnish storage water in lieu of the water claimed by lower users, or in other words, the water that would have to be turned to the lower users when the segregation of the water is made in accordance with the decrees in the latter part of the summer. We are now endeavoring to get a water master with sufficient ability to measure our streams beginning at an early date, so that a basis can be arrived at to estimate the amount of water due the lower users if and when cuts are necessary on our rights.

Therefore, after careful consideration if you know of no objectionable features in this plan which would be a detriment to the water users of this valley, and if

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you think that it would be a good plan to consolidate the districts, please consider the enclosed resolution a request for consolidation.

Very truly yours,

TETON VALLEY WATER
USERS COMMITTEE

V. Penfold

John D. Dwyer

F. C. Gillette

James R. Hansen,

O. O. Knight

L. W. Hastings

Enc.

MEETING OF THE COMMITTEE REPRESENTING THE WATER USERS OF DISTRICT NO. 36-C HELD AT DRIGGS, IDAHO, ON MAY 20, 1938, AT TWO O'CLOCK P.M.

Pursuant to a joint meeting held with the users of the lower Teton River district, this meeting was called to order by Chairman Virgil Penfold for the purpose of adopting a resolution to present to the Department of Reclamation at Boise as follows:

RESOLUTION

WHEREAS, the outcome of various meetings held during the past several months with the lower users has established the fact that better cooperation can be had and more satisfactory results accomplished in the distribution and proper use of the irrigation water of Teton River if all parties were working for the same purpose under the same head;

THEREFORE, BE IT RESOLVED, that the Department of Reclamation at Boise be requested to dissolve water users District No. 36-C and annex same to District No. 36 with the understanding that Teton Valley be allowed to name a member from this locality to serve on the committee in said District No. 36.

Virgil Penfold

F. C. Sullivan

John Dwyer

James R. Hansen

O. O. Knight

L. W. Hastings

It is ordered that this meeting do now adjourn.

ATTEST:

L. W. Hastings
Secretary

Virgil Penfold
Chairman

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the abolishment of
Watermaster's District No. 36-C,
of Teton County, Idaho

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ORDER

WHEREAS, The order of this Department, creating Watermaster's District No. 36-C, dated and filed on or about January 26, 1916, contains a provision to the effect that when regulation of the distribution of water as between the so-called Upper Users and the Lower Users of the waters of the Teton River, is necessary and demanded by the Lower Users, under the decrees in the case of The Rexburg Irrigation Company, et al, vs. The Teton Irrigation Canal Company, et al, the watermaster of Water District No. 36 shall assume jurisdiction and responsibility for the distribution and handling of such water; and

WHEREAS, Controversy, confusion and dissatisfaction has arisen with reference to such provision; and

WHEREAS, The Upper and Lower Users have now reached an agreement under and pursuant to which this Department is requested to rescind the order heretofore made, creating a Water District No. 36-C, and abolish the same.

IN CONSIDERATION OF THE PREMISES HEREIN, It is ordered by me, the duly qualified, appointed and acting Commissioner of Reclamation of the State of Idaho, under the provisions and authority of Section 41-504, that Watermaster's District No. 36-C is hereby abolished and the territory included therein as described below shall be attached to and included in Water District No. 36.

" Beginning at the Southwest corner of Township 8 North, Range 44 East, in Fremont County; Running thence South on the range line to the South boundary of Teton County; thence meandering Easterly along the East county line between Teton County and Bonneville County to the State Line between Idaho and Wyoming; thence North on said State Line to the township line between Townships 7 and 8 North; thence West on the township line to the place of beginning."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Reclamation of the State of Idaho, this 3rd day of June, 1936.



R. W. PARIS,
Commissioner of Reclamation

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SPECIAL MEETING OF A COMMITTEE OF THE LOWER TETON RIVER WATER USERS AND A COMMITTEE REPRESENTING DISTRICT NO. 36-C HELD MAY 19, 1938, AT EIGHT O'CLOCK P.M. AT THE REXBURG COURT HOUSE

This meeting was called by Chairman Penfold of the committee from District No. 36-C for the purpose of arriving at a definite understanding of our coming irrigation problems. Members of the committee representing District No. 36-C attending this meeting were: Virgil Penfold, F. C. Gillette, O. O. Knight, and L. W. Hastings. The meeting was called to order by chairman Martin Knave, and the following proceedings were had:

IN THE MATTER OF ABANDONING DISTRICT NO. 36-C:

This discussion was continued from previous meetings of these two committees and it was unanimously agreed that at this time the Commissioner of Reclamation should be petitioned for the abandonment of District No. 36-C and the same be added to District No. 36.

IN THE MATTER OF APPOINTING A WATER MASTER AND MAKING PREPARATIONS FOR PAYMENT OF HIS SALARY:

It was moved by F. C. Gillette that the secretary of the lower water users committee ask that the committee of nine serving for District No. 36 call a meeting and provide for the payment of a deputy water master for the Teton Valley water users, and that the budget of District No. 36 be amended to provide for the payment of the water master's salary and the committee from Teton Valley be notified that they might attend this meeting. The motion was seconded by O. O. Knight and carried unanimously.

IN THE MATTER OF BEGINNING MEASUREMENTS OF THE RUN-OFF OF THE VARIOUS CREEKS IN TETON VALLEY:

It was moved by L. W. Hastings and seconded by Joe Sellers that the measurements of the various streams be commenced at a very early date so that data could be compiled leading to a basis by which the amount of storage necessary to satisfy the older rights could be determined if and when cuts were ordered on the decrees in Teton Valley, and that the chairman appoint a committee of two--one from the lower users committee and one from the Teton Valley committee to call upon water master Lynn Crandall and arrange for a man to begin the aforementioned measurements. This motion was put to a vote and carried unanimously.

IN THE MATTER OF APPOINTING COMMITTEE TO MEET WITH MR. CRANDALL:

Eph Ricks, a member of the committee of the lower Teton River water users, and L. W. Hastings were appointed as a committee of two to arrange with Mr. Crandall for the measurement of the various streams in Teton Valley.

IN THE MATTER OF MEETING WITH THE
FREMONT-MADISON IRRIGATION COMPANY:

The Fremont-Madison Irrigation Company meet at St. Anthony on the evening of June 7. It was therefore decided that representatives of the Teton Valley users and also of the lower Teton River users be present at the meeting at St. Anthony on June 7.

There being no further business at this time, it is ordered that this meeting do now adjourn.

ATTEST:

L. C. Hastings
Secretary

J. Penfold
Chairman